

090

ORDINANCE NO. 2918

RECEIVED

AUG 15 2013

TECHNICAL SUPPORT

GOOSE LAKE ADDITION, DIVISION NO. 1

AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS; DESCRIBING THESE LANDS; REQUIRING THE FILING OF THE ORDINANCE AND AMENDED CITY MAP AND AMENDED LEGAL DESCRIPTION OF THE CITY WITH THE APPROPRIATE COUNTY AND STATE AUTHORITIES; AND ESTABLISHING EFFECTIVE DATE.

WHEREAS, the land described in Exhibit A attached hereto is contiguous and adjacent to the City of Idaho Falls and is subject to annexation to the City of Idaho Falls pursuant to the provisions of Section 50-222, Idaho Code, as amended; and,

WHEREAS, it appears to the Mayor and City Council that this land should be annexed to, and become a part of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF IDAHO FALLS, AS FOLLOWS:

Section 1. **Annexation of Property.** The land described in Exhibit A attached hereto is hereby annexed to the City of Idaho Falls.

Section 2. **Amended Map and Legal Description.** The City Clerk shall file a certified copy of this Ordinance with the Bonneville County Auditor, Treasurer, and Assessor within ten (10) days after the effective date hereof. The City Engineer shall, within ten (10) days after such effective date, file an amended legal description and map of the City, with the Bonneville County Recorder and Assessor and the Idaho State Tax Commission, all in accordance with Idaho Code Section 63-2215.

Section 3. **Effective Date.** This Ordinance shall be effective upon its passage, execution, and publication in the manner provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF IDAHO FALLS, on the 23rd day of May, 2013, and signed by the Mayor on the 24th day of May, 2013.

Instrument # 1447633
IDAHO FALLS, BONNEVILLE, IDAHO
5-30-2013 09:13:07 No. of Pages: 3
Recorded for : CITY OF IDAHO FALLS
RONALD LONGMORE Fee: 0.00
Ex-Officio Recorder Deputy
Index to: ORDINANCE


Mayor

STATE OF IDAHO)
 :
County of Bonneville)

I, ROSEMARIE ANDERSON, City Clerk of the City of Idaho Falls, Idaho, do hereby certify: That the above and foregoing is a full, true, and correct copy of an Ordinance entitled, "AN ORDINANCE ANNEXING CERTAIN LANDS TO THE CITY OF IDAHO FALLS, IDAHO; DESCRIBING THESE LANDS; REQUIRING THE FILING OF THE ORDINANCE AND AMENDED CITY MAP AND AMENDED LEGAL DESCRIPTION OF THE CITY WITH THE APPROPRIATE COUNTY AND STATE AUTHORITIES; AND, ESTABLISHING EFFECTIVE DATE."



Rosemarie Anderson
Rosemarie Anderson
City Clerk

EXHIBIT "A"

GOOSE LAKE, DIVISION NO. 1

Commencing at the Northeast corner of Lot 3, Block 3, York Subdivision, Division No. 2, Bonneville County, Idaho, a portion of the Northeast $\frac{1}{4}$ of Section 12, Township 1 North, Range 37 East of the Boise Meridian; running thence S.00°45'53"W. along the East line of said Lot 3 a distance of 251.11 feet to the TRUE POINT OF BEGINNING; running thence S.00°45'53"W. along said East line 113.89 feet; thence S.89°14'07"E. 60.00 feet; thence S.00°45'53"W. 100.00 feet; thence N.89°14'07"W. 422.14 feet; thence N.00°45'53"E. 207.74 feet; thence N.56°14'45"E. 152.19 feet; thence S.83°52'20"E. 40.91 feet; thence S.60°55'12"E. 164.42 feet; thence N.88°50'40"E. 51.30 feet to the TRUE POINT OF BEGINNING.

SUBJECT TO: existing easements of record.

CONTAINING: 2.218 acres.

CITY'S ACCEPTANCE

The accompanying plat was duly accepted and approved by the City Council of Idaho Falls, Idaho by resolution adopted this 19th day of June, 2013.

Dea Handcastle Mayor, PROTEM
Kate City Engineer
Karen Brown City Clerk
Karen Brown City Surveyor

WATER RIGHTS DISCLOSURE

Notice is hereby given that all lots or property included within this plat are within the Idaho Irrigation District and that a suitable surface water delivery system has not been provided for such lots. All lots will remain subject to assessments levied by such irrigation entity and each individual purchaser/owner will be responsible to pay such assessments. All assessments are a lien upon the land or lots unless the purchase/owner files a petition requesting exclusion from the district. The purchaser/owner may file such petition at any future date. The owner/developer is obligated to comply with the provisions of Section 31-3805 Idaho Code.

TREASURER'S CERTIFICATE

I, the undersigned County Treasurer in and for the County of Bonneville, State of Idaho, per the requirements of Section 50-1308 of the Idaho Code, do hereby certify that all County property taxes due for the property included in this project are current.

Date: 7-30-13 Mark P. Hansen by Ally Hultbeck
Bonneville County Treasurer

SURVEYORS APPROVAL

I certify that I have examined this plat and find it complies with Section 50-1305 of the Idaho Code.

DATE: 6/19/13 Steve Rounds
STEVE ROUNDS PLS # 12640
BONNEVILLE COUNTY SURVEYOR

HEALTH DEPARTMENT CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50-Chapter 13 Section 50-1326-have been satisfied for Lot 2 Block 1. Sanitary restrictions shall remain in force for Lot 1 Block 1. No owner shall construct any building, dwelling, or shelter which necessitates the supplying of water or sewage facilities for persons using such premises until sanitary restriction requirements are satisfied for Lot 1, Block 1.

Walter 6-19-13
EASTERN IDAHO PUBLIC HEALTH DISTRICT, REHS DATE

RECORDER'S CERTIFICATE

I hereby certify that the foregoing plat Goose Lake Division No. 1, an Addition to the City of Idaho Falls Bonneville County, Idaho was filed in the Office of the Recorder of Bonneville County, Idaho on the 1st day of Aug, 2013 at 2:58 PM and recorded as Instrument No. 1453202

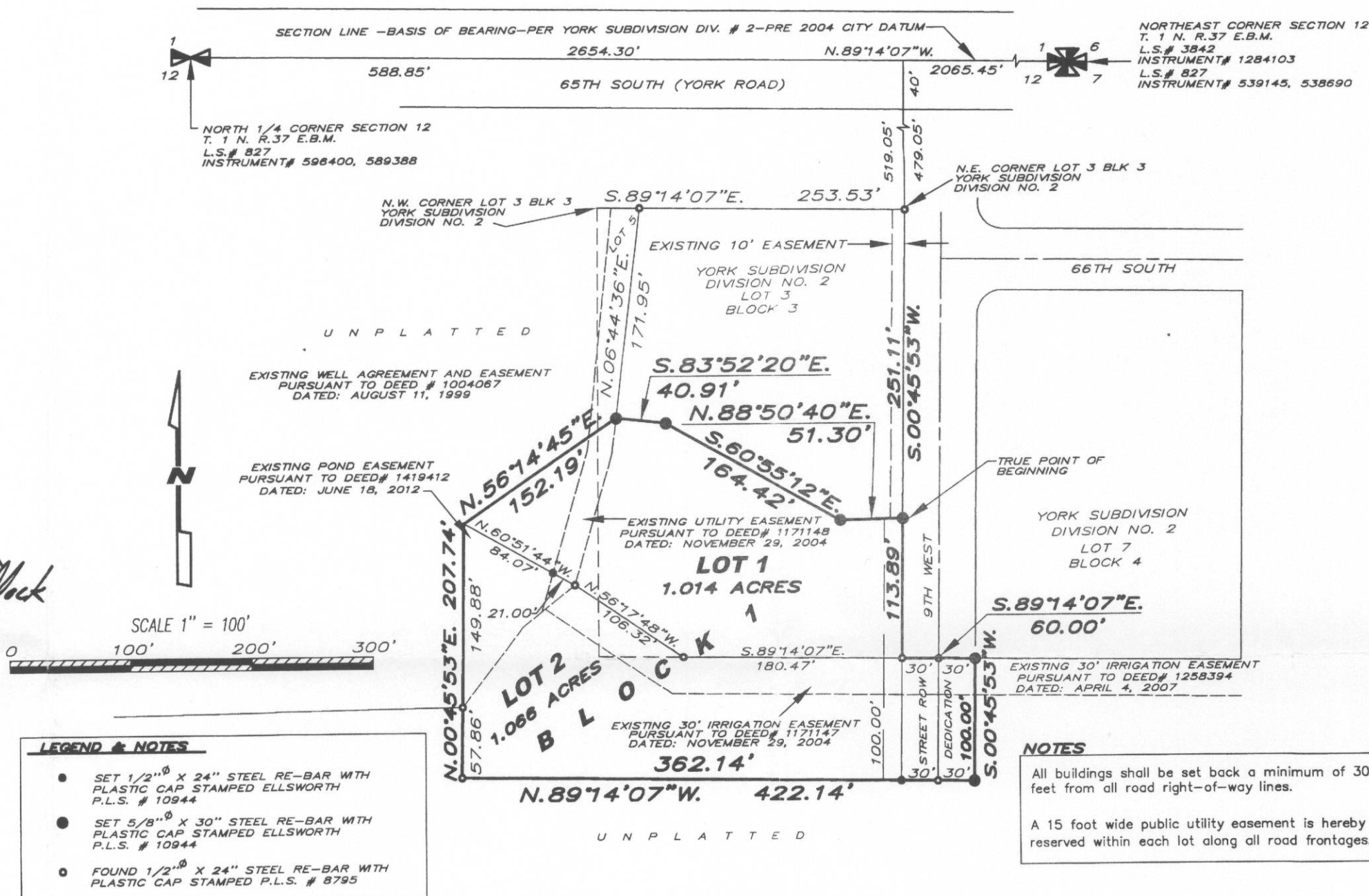
Ronald Longmore
Bonneville County Recorder

Instrument # 1453202
IDAHO FALLS, BONNEVILLE, IDAHO
8-1-2013 02:58:24 No. of Pages: 1
Recorded for: ELLSWORTH & ASSOC
RONALD LONGMORE Fee: 11.00
Ex-Officio Recorder Deputy
Index to: PLAT

GOOSE LAKE

DIVISION NO. 1

**AN ADDITION TO THE CITY OF IDAHO FALLS
BEING A REPLAT OF PART OF LOT 3, BLOCK 3
YORK SUBDIVISION, DIVISION NO. 2, BONNEVILLE COUNTY, IDAHO
AND A PORTION OF THE NE 1/4 SECTION 12
TOWNSHIP 1 NORTH, RANGE 37 EAST, BOISE MERIDIAN
BONNEVILLE COUNTY, IDAHO**



BOUNDARY DESCRIPTION

Commencing at the Northeast corner of Lot 3, Block 3, York Subdivision, Division No. 2, Bonneville County, Idaho, a portion of the Northeast 1/4 of Section 12, Township 1 North, Range 37 East of the Boise Meridian; running thence S.00°45'53\"/>

CONTAINING: 2.218 acres.

OWNER'S DEDICATION

KNOW ALL MEN BY THESE PRESENTS: that the undersigned GHG Investment Company, Ririe Pond LLC, Denise Tuttle, and Hilda Goddard are the lawful owners of the tract of land included within the boundary description shown hereon and have caused the same to be platted and divided into blocks, lots and streets, which plat shall hereafter be known as GOOSE LAKE, DIVISION No. 1, an Addition to the City of Idaho Falls, Bonneville County, Idaho.

BE IT FURTHER KNOWN, that we hereby dedicate, grant and convey to the public, all streets and right-of-ways shown hereon, that we also grant and convey to the City of Idaho Falls all easements shown on the plat and we hereby warrant and shall defend such dedication and conveyances in the quiet and peaceful possession of the public or the City, as the case may be, against said owners and their heirs and assigns, and against every person whomsoever who lawfully holds or who later claims to have lawfully held any rights in said estate as of the date hereof.

Owners, and their heirs and assigns, agree they will construct no permanent structure within or upon any public utility easement shown hereon, and the City and its successors, assigns or permittees shall also have the right, at owners' or their heirs' successors' or assigns' expense to remove, cut or trim any trees, brush, ornamental shrubbery or plant which may injure or interfere with the use thereof for its intended purposes.

IN WITNESS WHEREOF, we have hereunto set our signatures this 30th day of July, 2013.

By: Hilda Goddard HILDA GODDARD
By: Denise Tuttle DENISE TUTTLE
By: Earl Mattson EARL MATTSON, MANAGING MEMBER RIRIE POND LLC
By: Richard Groberg RICHARD GROBERG, PRESIDENT, GHG INVESTMENT COMPANY

ACKNOWLEDGEMENT

STATE OF IDAHO } :SS.
County of Bonneville }

On this 30 day of July, 2013, before me, the undersigned A Notary Public in and for said State, personally appeared Denise Tuttle known or identified to me to be the person who's name is subscribed in the attached Owners Dedication and the Drinking Water Certificate and acknowledged to me that she executed the same.

IN WITNESS WHEREOF: I have set my hand and affixed my official seal the day and the year in this certificate first above written.

Rodney L. Ellsworth
Notary Public for the State of Idaho
Residing in Bonneville County
Commission Expiration Date: 7-11-14

ACKNOWLEDGEMENT

STATE OF IDAHO } :SS.
County of Bonneville }

On this 17 day of July, 2013, before me, the undersigned A Notary Public in and for said State, personally appeared to me, Hilda Goddard known or identified to me to be the person who's name is subscribed in the attached Owners Dedication and the Drinking Water Certificate and acknowledged to me that she executed the same.

IN WITNESS WHEREOF: I have set my hand and affixed my official seal the day and year first above written.

Rodney L. Ellsworth
Notary Public for the State of Idaho
Residing in Bonneville County
Commission Expiration Date: 7-11-14

ACKNOWLEDGEMENT

STATE OF IDAHO } :SS.
County of Bonneville }

On this 17 day of July, 2013 before me the undersigned, a Notary Public in and for said State, personally appeared Richard Groberg known or identified to me to be the President of GHG Investment Company and the officer who subscribed said Corporation's name to foregoing Owner's Dedication and the Drinking Water Certificate and acknowledged to me that said Corporation executed the same.

IN WITNESS WHEREOF: I have hereby set my hand and affixed my official seal the day and year first above written.

Rodney L. Ellsworth
Notary Public for the State of Idaho
Residing in Bonneville County, Idaho
Commission Expiration Date: 7-11-14

ACKNOWLEDGEMENT

STATE OF IDAHO } :SS.
County of Bonneville }

On this 26 day of July, 2013 before me the undersigned, a Notary Public in and for said State, personally appeared Earl Mattson, known or identified to me to be a Managing Member of the Limited Liability Company of Ririe Pond LLC, and the Member who subscribed said Limited Liability Company's name to the foregoing Owner's Dedication and the Drinking Water Certificate and acknowledged to me that he executed the same in said Limited Liability Company's name.

IN WITNESS WHEREOF: I have hereby set my hand and affixed my official seal the day and year in this certificate first above written.

Rodney L. Ellsworth
Notary Public for the State of Idaho
Residing in Bonneville County, Idaho
Commission Expiration Date: 7-11-14

DRINKING WATER CERTIFICATE

Pursuant to I.C. § 50-1334, the undersigned certify that the lots shown on the plat will not be served by a common water system, but will be served by a shared well.

Hilda Goddard 7/17/013 DATE
Denise Tuttle 7/30/2013 DATE
Earl Mattson 7/25/2013 DATE
Richard Groberg 7/17/13 DATE
EARL MATTSON, MANAGING MEMBER RIRIE POND LLC
RICHARD GROBERG, GHG INVESTMENT COMPANY

SURVEYOR'S CERTIFICATE

I, Rodney L. Ellsworth, a registered Professional Land Surveyor in and for the State of Idaho do hereby certify that the survey of this subdivision, designated as Goose Lake, Division No. 1, an Addition to the City of Idaho Falls, Bonneville County, Idaho was made under my direction, and that said subdivision is truly and correctly staked as provided by law and in accordance with the accompanying plat as described hereon.

Rodney L. Ellsworth
6-18-13
RODNEY L. ELLSWORTH